

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

NORTHUMBERLAND COUNTY)
RETIREMENT SYSTEM and)
OKLAHOMA LAW ENFORCEMENT)
RETIREMENT SYSTEM, Individually)
and On Behalf of All Others Similarly)
Situated,)
Plaintiffs,)
vs.)
GMX RESOURCES INC., KEN L.)
KENWORTHY, JR., JAMES A.)
MERRILL, JEFFERIES & COMPANY,)
INC., HOWARD WEIL)
INCORPORATED, MORGAN KEEGAN) Case No. CIV-11-520-D
& COMPANY, INC., CAPITAL ONE)
SOUTHCOAST, INC., COLLINS)
STEWART LLC, PRITCHARD)
CAPITAL PARTNERS, LLC, TUDOR,)
PICKERING, HOLT & CO.)
SECURITIES, INC., MERRILL LYNCH,)
PIERCE, FENNER & SMITH)
INCORPORATED, BBVA SECURITIES)
INC., FORTIS SECURITIES LLC,)
WEDBUSH MORGAN SECURITIES)
INC., CREDIT SUISSE SECURITIES)
(USA) LLC and SMITH CARNEY &)
CO., P.C.,)
Defendants.)

DEFENDANTS' NOTICE OF PENDING MOTIONS

Pursuant to Section II.A.2.c. of the Electronic Filing Policies and Procedures Manual, Defendants state that there were no motions pending in state court at the time of the filing of the Notice of Removal.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of May, 2011, a true and correct copy of the above and foregoing was served by U.S. Mail on the following:

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